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8 **BEFORE THE**  
9 **BOARD OF REGISTERED NURSING**  
10 **DEPARTMENT OF CONSUMER AFFAIRS**  
11 **STATE OF CALIFORNIA**

12 In the Matter of the Accusation Against:

Case No. **2011-254**

13 **DEBRA ANN YOUNG**  
14 **P.O. Box 90314**  
15 **Portland, OR 97290**  
16 **Registered Nurse License No. 484859**

**A C C U S A T I O N**

Respondent.

17 Complainant alleges:

18 **PARTIES**

19 1. Louise R. Bailey, M.Ed., RN ("Complainant") brings this Accusation solely in her  
20 official capacity as the Interim Executive Officer of the Board of Registered Nursing ("Board"),  
Department of Consumer Affairs.

21 2. On or about August 31, 1992, the Board issued Registered Nurse License Number  
22 484859 to Debra Ann Young ("Respondent"). Respondent's registered nurse license expired on  
23 February 28, 2006.

24 **STATUTORY PROVISIONS**

25 3. Business and Professions Code ("Code") section 2750 provides, in pertinent part, that  
26 the Board may discipline any licensee, including a licensee holding a temporary or an inactive  
27 license, for any reason provided in Article 3 (commencing with section 2750) of the Nursing  
28 Practice Act.

1 4. Code section 2764 provides, in pertinent part, that the expiration of a license shall not  
2 deprive the Board of jurisdiction to proceed with a disciplinary proceeding against the licensee or  
3 to render a decision imposing discipline on the license. Under Code section 2811, subdivision  
4 (b), the Board may renew an expired license at any time within eight years after the expiration.

5 5. Code section 2761 states, in pertinent part:

6 The board may take disciplinary action against a certified or licensed  
7 nurse or deny an application for a certificate or license for any of the following:

8 . . . .  
9 (f) Conviction of a felony or of any offense substantially related to the  
10 qualifications, functions, and duties of a registered nurse, in which event the record of  
11 the conviction shall be conclusive evidence thereof . . .

12 6. Code section 2765 states:

13 A plea or verdict of guilty or a conviction following a plea of nolo  
14 contendere made to a charge substantially related to the qualifications, functions and  
15 duties of a registered nurse is deemed to be a conviction within the meaning of this  
16 article. The board may order the license or certificate suspended or revoked, or may  
17 decline to issue a license or certificate, when the time for appeal has elapsed, or the  
18 judgment of conviction has been affirmed on appeal or when an order granting  
19 probation is made suspending the imposition of sentence, irrespective of a subsequent  
20 order under the provisions of Section 1203.4 of the Penal Code allowing such person  
21 to withdraw his or her plea of guilty and to enter a plea of not guilty, or setting aside  
22 the verdict of guilty, or dismissing the accusation, information or indictment.

23 7. Code section 490, subdivision (a), states:

24 In addition to any other action that a board is permitted to take against a  
25 licensee, a board may suspend or revoke a license on the ground that the licensee has  
26 been convicted of a crime, if the crime is substantially related to the qualifications,  
27 functions, or duties of the business or profession for which the license was issued.

### 28 COST RECOVERY

8. Code section 125.3 provides, in pertinent part, that the Board may request the  
administrative law judge to direct a licensee found to have committed a violation or violations of  
the licensing act to pay a sum not to exceed the reasonable costs of the investigation and  
enforcement of the case.

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**CAUSE FOR DISCIPLINE**

**(Criminal Conviction)**

9. Respondent is subject to disciplinary action pursuant to Code sections 2761, subdivision (f), and 490, subdivision (a), in that on or about July 17, 2007, in the criminal proceeding titled *People v. Debra Ann Young* (Super. Ct. San Joaquin County, 2007, Case No. SM258776A), Respondent pled nolo contendere to violating Penal Code section 148 (resisting, delaying, or obstructing a public officer), a crime substantially related to the qualifications, functions, and duties of a registered nurse.

10. The circumstances of the crime are as follows: On or about July 14, 2007, an officer with the San Joaquin County Sheriff's Department was dispatched to Mourfield House<sup>1</sup> located in Stockton, California, in regards to a disoriented female who had wandered upon the grounds. C. D. informed the officer that Respondent was outside yelling at all of the other residents and that C. D. had just disarmed Respondent with a knife. C. D. gave the officer the knife that she had taken from Respondent and stated that Respondent was being violent. The knife was homemade with a large handle and sharp blade. The officer made contact with Respondent. Respondent told the officer to get away from her and stated that she would not talk to the "fuckin' cops." Respondent walked eastbound into a field, then went behind a shed. The officer located Respondent and told her to turn around and place her hands behind her head. Respondent refused, sat on the ground, and continued to resist the officer's verbal commands. The officer grabbed Respondent's wrists and placed her in a control hold. Respondent jerked her arms away and slapped at the officer's hands. The officer placed a wrist lock on Respondent, put her in a prone handcuffing position, and told her that she needed to calm down. C. D. told that officer that she asked Respondent where the delirious woman had come from who was there on the grounds. Respondent told C. D. that she did not know and that someone had "ripped her off" while she was trying to buy drugs. Respondent told the officer that she had left the house (Mourfield) and went down the street to the corner to meet someone and to smoke "crack" with

<sup>1</sup> Mourfield House is a crisis residential program and post-hospital facility for patients of the San Joaquin County Mental Health Services Psychiatric Health Facility.

1 them and drink Vodka. Respondent stated that she did not know who she got the knife from, but  
2 was carrying it to harm herself or another.

3 PRAYER

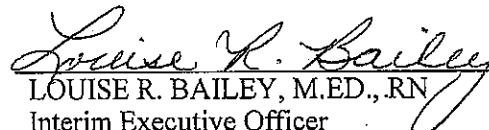
4 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,  
5 and that following the hearing, the Board of Registered Nursing issue a decision:

6 1. Revoking or suspending Registered Nurse License Number 484859, issued to Debra  
7 Ann Young;

8 2. Ordering Debra Ann Young to pay the Board of Registered Nursing the reasonable  
9 costs of the investigation and enforcement of this case, pursuant to Business and Professions  
10 Code section 125.3;

11 3. Taking such other and further action as deemed necessary and proper.

12  
13 DATED: 9/20/10

  
LOUISE R. BAILEY, M.ED., RN  
Interim Executive Officer  
Board of Registered Nursing  
Department of Consumer Affairs  
State of California  
Complainant